(23)

No. 04-281
Vide 04-277
Title: Federal Communications Commission and United States, Petitioners
v.
Brand X Internet Services, et al.
Docketed: August 31, 2004
Lower Ct: United States Court of Appeals for the Ninth Circuit
Case Nos.: (02-70518, 02-70684, 02-70685, 02-70686, 02-70879, 02-71425, 02-72251)
Decision Date: October 6, 2003
Rehearing Denied: March 31, 2004
Questions Presented

~~Date~~	~~~~~~~~Proceedings and Orders~~~~~~~~
Jun 16 2004	Application (03A1024) to extend the time to file a petition for a writ of certiorari from June 29, 2004 to July 29, 2004, submitted to Justice O'Connor.
Jun 16 2004	Application (03A1024) granted by Justice O'Connor extending the time to file until July 29, 2004.
Jul 19 2004	Application (03A1024) to extend further the time from July 29, 2004 to August 28, 2004, submitted to Justice O'Connor.
Jul 20 2004	Application (03A1024) granted by Justice O'Connor extending the time to file until August 30, 2004.
Aug 27 2004	Petition for a writ of certiorari filed. (Response due September 30, 2004)
Aug 27 2004	Appendix of Federal Communications Commission and United States filed.
Sep 20 2004	Brief of respondents BellSouth and SBC in support filed. VIDED.
Sep 20 2004	Brief of respondents Verizon Telephone Companies, et al. in support filed. VIDED.
Sep 30 2004	Brief of respondent EarthLink, Inc. in opposition filed. VIDED.
Sep 30 2004	Brief of respondents States and Consumer Groups in opposition filed. VIDED.
Sep 30 2004	Brief of respondents Brand X Internet, et al. in opposition filed. VIDED.
Nov 17 2004	DISTRIBUTED for Conference of December 3, 2004.
Nov 17 2004	Reply of petitioner Federal Communications Commission and United States filed. (Distributed)
Dec 3 2004	Petition GRANTED The case is consolidated with No. 04-277 and a total of one hour is allotted for oral argument.
Jan 7 2005	Consent to the filing of amicus briefs in support of either party received from counsel for the respondents. VIDED.
Jan 12 2005	Motion to dispense with printing the joint appendix filed by petitioner Federal Communications Commission and the United States. VIDED
Jan 18 2005	Brief of petitioners National Cable & Telecommunications Assn., et al. filed. VIDED.
Jan 18 2005	Brief of petitioners Federal Communications Commission and United States filed. VIDED. (TBP)
Jan 18 2005	Brief of respondents BellSouth and SBC in support filed. VIDED.
Jan 18 2005	Brief of respondents Verizon Telephone Companies, et al. in support filed. VIDED.
Jan 18 2005	Brief amicus curiae of Washington Legal Foundation filed. VIDED.
Jan 18 2005	Brief amicus curiae of Telecommunications Industry Association filed. VIDED.
Jan 19 2005	SET FOR ARGUMENT ON Tuesday, March 29, 2005.

Jan 24 2005	Motion to dispense with printing the joint appendix filed by petitioner GRANTED.
Jan 28 2005	CIRCULATED.
Jan 31 2005	Motion for divided argument filed by Acting Solicitor General. VIDED.
Feb 18 2005	Consent to the filing of amicus briefs in support of either party rece8ved from counsel for National Cable, et al.
Feb 18 2005	Consent to the filing of amicus briefs in support of either party received from counsel for Local Government Respondents. VIDED.
Feb 18 2005	Consent to the filing of amicus briefs in support of either party received from counsel for respondents BellSouth Corporation, et al and Verizon Telephone Companies. VIDED.
Feb 18 2005	Brief amici curiae of AARP, Free Press, and National Internet Alliance filed. VIDED. (Distributed)
Feb 22 2005	Brief of respondents MCI filed. VIDED. (Distributed)
Feb 22 2005	Brief of respondents States and Consumer Groups filed. VIDED. (Distributed)
Feb 22 2005	Brief of respondents EarthLink, Inc., Brand X Internet Services, and Center for Digital Democracy filed. VIDED. (Distributed)
Feb 22 2005	Brief amicus curiae of New Jersey Board of Public Utilities filed. VIDED. (Distributed)
Feb 22 2005	Brief amicus curiae of National Association of Regulatory Utility Commissioners filed. VIDED. (Distributed)
Feb 22 2005	Brief amici curiae of American Civil Liberties Union, et al. filed. VIDED. (Distributed)
Feb 28 2005	Motion for divided argument filed by petitioner GRANTED.
Mar 18 2005	Reply of petitioners Federal Communications Commission and United States filed. VIDED. (Distributed)
Mar 20 2005	Reply of respondents Verizon Telephone Companies, et al. in support filed. VIDED. (Distributed)
Mar 22 2005	Reply of petitioners Cable-Industry petitioners filed. VIDED. (Distributed)
Mar 29 2005	Argued. For petitioners in 04-277: Paul T. Cappuccio, New York, N.Y. For petitioners in 04-281: Thomas G. Hunger, Deputy Solicitor General, Department of Justice, Washington, D.C. For respondents: Thomas C. Goldstein, Washington, D.C.